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DIV. OF OIL, GAS & MINING

United States Department of the Interior



BUREAU OF LAND MANAGEMENT

Fillmore Field Office

95 East 500 North

Fillmore, UT 84631

<http://www.blm.gov/ut/st/en/fo/fillmore.html>



Incoming
M027
Millard Co. General
Correspondence

IN REPLY REFER TO:
3600 (UTW02000)
UTU-63403_02

August 28, 2013

CERTIFIED MAIL # 7012 3460 0000 6633 0182
RETURN RECEIPT REQUESTED

Mr. Brandon Winget, Road Superintendent :
Millard County : 43 CFR 3600 – Mineral Materials
P.O. Box 187 :
Delta, Utah 84624 :

Mineral Materials Free Use Permit UTU-63403_02 – Replacement Permit

Your Free Use Permit (FUP) for Mineral Materials at the Kanosh Road site, assigned Bureau of Land Management (BLM) case file number UTU-63403_01, expired on September 27, 2010. Although this site has seen little recent use, you requested reactivation of this FUP in a letter to the Fillmore Field Office (FFO) in August 2013. The Kanosh Road FUP is located in aliquot parts of Section 9, Township 24 South, Range 7 West.

We recognize that you were unaware until recently that the permit had expired. To expedite replacement of your FUP, the BLM will continue to apply the National Environmental Policy Act (NEPA) analyses from the August 22, 2000 Environmental Assessment (EA) for the site, J-010-000-073, until a new Programmatic EA is prepared for all Millard County FUPs in 2013.

Under the Code of Federal Regulations (CFR) in 43 CFR § 3604.12, the BLM may issue Free Use Permits to government and non-profit entities, provided that the mineral materials are not used in for-profit industrial or commercial purposes. The BLM issues FUPs for mineral materials to government entities for periods of no more than ten (10) years, as specified under 43 CFR § 3604.21(a)(1). Please note that as specified under 43 CFR § 3604.22(a), you must not barter or sell mineral materials that you obtain from a FUP.

As part of a Free Use Permit agreement, you must submit annual production reports for mineral materials extraction under the permit. Annual production reports are required even if there is no production. Please submit an annual production report to the BLM Fillmore Field Office. It may be most convenient to submit the report near the end of the Federal fiscal year on September 30th.

Please complete the enclosed contract document and return it to:

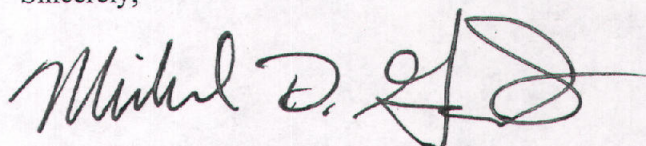
Mr. Mike Gates, Field Manager
Fillmore Field Office
Bureau of Land Management
95 East 500 North
Fillmore, UT 84631

Please specify an estimated quantity of mineral materials for extraction in the contract.

Fillmore Field Office (FFO) will then notify you when your Free Use Permit has been authorized. Your new FUP authorization will expire ten (10) years from the contract issue date. The replacement permit will therefore expire on August 19, 2023.

If you have any questions, please contact Duane Bays, Fillmore Field Office (FFO) Natural Resource Specialist, at (435) 743-3115.

Sincerely,

A handwritten signature in black ink, appearing to read "Michael D. Gates", with a stylized flourish at the end.

Michael D. Gates
Field Manager

Enclosures: FFO Standard Stipulations
Form 5510-1: Free Use Application and Permit

cc:

Paul Baker,
UDOGM
1594 W North Temple Ste 1210
Salt Lake City, UT 84114

Bill Buge (UT-923)
Utah State Office-BLM
440 W 200 S Ste 500
Salt Lake City, UT 84101-1345